



PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

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# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
840.00**Complete if Known**

Application Number 09/500,747  
Filing Date February 9, 2000  
First Named Inventor Rajesh S. GOKHALE  
Examiner Name Kathleen M. Kerr.  
Group Art Unit 1652  
Attorney Docket No. 300622004600

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit Account

Deposit Account Number

03-1952

Deposit Account Name

Morrison &amp; Foerster LLP

The Commissioner is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

	Extra Claims	Fee from below	Fee Paid
Total Claims			
Independent Claims			
Multiple Dependent			

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 0.00

\*\* or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	465.00
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37CFR 1.129(b))	375.00
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

SUBTOTAL (3) (\$) 840.00

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY**

Name (Print/Type) Kate H. Murashige

Registration No. (Attorney/Agent)

29,959

Complete (if applicable)

Telephone (858) 720-5112

Signature

Kate H. Murashige

Date

May 5, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 5/5/03

Signature:

(Ruth Saskowski)

sd-145132



PTO/SB/50 (10-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/500,747
Filing Date	February 9, 2000
First Named Inventor	Rajesh S. GOKHALE
Group Art Unit	1652
Examiner Name	Kathleen M. Kerr
Attorney Docket No.	300622004600

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

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## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17 (e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-1952
- i. ☒ RCE fee required under 37 CFR 1.17(e) 05/09/2003 AWONDAF1 00000042 031952 09500747
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2601 375.00 CH
- iii. ☒ Other Formal Drawings (3 sheets); Donadio article, Exhibit B, Exhibits C1-C2, Exhibit D-1 to D-3
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Kate H. Murashige	Registration No. (Attorney/Agent)	29,959
Signature	<i>Kate H. Murashige</i>	Date	May 5, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 5/5/03 Signature: *Ruth Saskowski* (Ruth Saskowski)

sd-145131

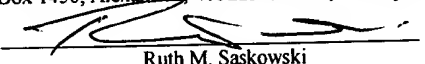


PATENT  
Docket No. 300622004600

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**CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"**

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Ruth M. Saskowski

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Rajesh S. GOKHALE, *et al.*

Serial No.: 09/500,747

Filing Date: 9 February 2000

For: METHODS TO MEDIATE POLYKETIDE  
SYNTHASE MODULE EFFECTIVENESS

Examiner: Kathleen M. Kerr

Group Art Unit: 1652

**EXPEDITED PROCEDURE --**  
**EXAMINING GROUP 1652**

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**AMENDMENT UNDER 37 C.F.R. § 1.116**

**Mail Stop AF**  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicants would like to thank the Examiner for agreeing to the interview on Monday, April 28th. This is in response to a final Office action herein mailed 5 November 2002, time for response to which was set to expire 5 February 2003. A petition for an extension of time of three (3) months until 5 May 2003 is attached hereto, along with the required fee. Applicants are especially appreciative of Examiner Kerr making time for this on her last day prior to vacation. The issues raised at the interview were somewhat unexpected to applicants, and thus a Request for Continued Examination is being filed along with this response. Applicants believe that they can accommodate the Examiner's request as enunciated at the interview within the next month. In the meantime, the following is directly responsive to the issues in the written

rejections. The considered claims, claims 23, 25, 26 and 28-39 were rejected. Careful consideration has been given to the grounds for rejection, and the following amendment and discussion are offered in response. Reconsideration is respectfully requested.

Enclosed is the following Exhibit A: Version With Markings To Show Changes Made.